

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

TIMOTHY WHALEY,

Defendant.

)
)
)
)
)
)
)
)
)
)

Case No. SI4:06CR766SNL/MLM


ORDER

Having received no objections by the defendant, Timothy Whaley,

IT IS HEREBY ORDERED that United States Magistrate Judge Mary Ann L. Medler's Report and Recommendation (#52), filed June 27, 2007 is **SUSTAINED, ADOPTED** and **INCORPORATED** herein.

IT IS FINALLY ORDERED that defendant's motion to suppress physical evidence (#49) be and is **DENIED**.

Dated this 16th day of July, 2007.



SENIOR UNITED STATES DISTRICT JUDGE